

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

NICOLETTA PANTELYAT, MICHAEL
EDWARDS, and ISABELLE SCHERER,
Individually and on Behalf of All Others Similarly
Situated,

Plaintiffs,

v.

BANK OF AMERICA, N.A. and BANK OF
AMERICA CORPORATION,

Defendants.

Civil Action No. 1:16-cv-08964-AJN

**PLAINTIFFS' NOTICE OF MOTION FOR PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

PLEASE TAKE NOTICE that Plaintiffs Nicoletta Pantelyat, *et al.* ("Plaintiffs"), individually and on behalf of all others similarly situated, by their undersigned counsel, will move this Court, on a date and time designated by the Court, for Preliminary Approval of Class Action Settlement (the Settlement Agreement and Release is concurrently filed herewith as Exhibit 1 to the Declaration of Robert Ahdoot).

In support of this Motion, Plaintiffs will rely on the concurrently filed Memorandum of Law in Support of Plaintiffs' Unopposed Motion for Preliminary Approval of Class Action Settlement, the Declarations of Robert Ahdoot, Cameron Azari, and Deborah Goldstein, and the exhibits attached thereto.

In accordance with Paragraph 3(M) of this Court's Individual Practices in Civil Cases, attached hereto as Exhibit 1 is the Proposed Preliminary Approval Order the Parties have agreed to request entry of pursuant to the Settlement Agreement. (See Settlement Agreement, Exhibit C).

Dated: January 19, 2018

Respectfully submitted,

AHDOOT & WOLFSON, PC



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Attorneys for Plaintiffs and proposed
Class Counsel

CERTIFICATE OF SERVICE

I, Robert R. Ahdoot, hereby certify that a copy of the foregoing document, filed through the CM/ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies shall be served by first class mail postage prepaid on all counsel who are not served through the CM/ECF system on January 19, 2018.



Robert R. Ahdoot